



FIRST CLASS CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail on the date indicated below with sufficient postage addressed to:

Mail Stop *Amendment*
Commissioner For Patents
P.O. Box 1450
Alexandria VA 22313-1450

Judy L. Stein/kraus

09/26/2006

Application No.: 10/633,373	Filing Date: 07/31/2003	Docket No.: 5693.P290X
Date Mailed: 09/26/2006	Due Date: 09/29/2006	Atty/Sec: JMB CTW jxs
Client: Network Appliance, Inc.	Title: FIBER CHANNEL ADAPTOR FOR SERIAL OR PARALLEL ATA DISKS	
First Named Inventor: Keith Son	The following has been received in the U.S.P.T.O. on the date stamped hereon:	
<u>Transmittal Letters & Certificate of Mailing</u>		
<input checked="" type="checkbox"/> Transmittal Letter	Petitions & Appeals	
<input checked="" type="checkbox"/> Fee Transmittal (original & copy)	<input type="checkbox"/> Petition for Extension of Time:	
<input type="checkbox"/> RCE (Request for Continued Examination)	<input type="checkbox"/> Notice of Appeal	
<input type="checkbox"/> Transmittal of Formal Drawings	<input type="checkbox"/> Appeal Brief & two copies _____ pgs. each	
<input type="checkbox"/> Issue Fee Transmittal (original & copy)	<input type="checkbox"/> Reply Brief _____ pgs.)	
<input checked="" type="checkbox"/> Certificate of Mailing	Other	
<input type="checkbox"/> Express Mail No.:	Information Disclosure Statement & PTO/SB/08	
<u>Missing Parts, Formal Papers</u>		
<input type="checkbox"/> Response to Notice of Missing Parts	(____ pgs.) (previously 1449)	
<input type="checkbox"/> Assignment & Cover sheet (____ pgs.)	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Declaration & POA (____ pgs.)	<input type="checkbox"/> Request to Publish (Rescind NonPublication)	
<u>Amendment / Response</u>		
<input checked="" type="checkbox"/> Amendment/Response (16 pgs.)	<input type="checkbox"/> Drawings: _____ sheets, _____ figures	
<input type="checkbox"/> Examiner's Interview Summary	<input checked="" type="checkbox"/> Postcard	
<input type="checkbox"/> Other:	<u>Checks</u>	
	<input checked="" type="checkbox"/> Check No. 7472 Amount \$ 250.00	
	<input type="checkbox"/> Check No. _____ Amount \$ _____	

Client Ref P01-1637

AMENDMENT TRANSMITTALPATENT

Application No.: 10/633,373
Filing Date: 07/31/2003
First Named Inventor Keith Son
Examiner's Name: Vidwan, Jasjit S.
Art Unit: 2182
Attorney Docket No.: 5693.P290X

- An Amendment After Final Action (37 CFR 1.116) is attached and applicant(s) request expedited action.
 Charge any fee not covered by any check submitted to Deposit Account No. 02-2666.
 Applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 CFR 1.16 and 1.17, for any concurrent or future reply to Deposit Account No. 02-2666.
 Applicant(s) claim small entity status (37 CFR 1.27).

ATTACHMENTS

- Preliminary Amendment
 Amendment/Response with respect to Office Action
 Amendment/Response After Final Action (37 CFR 1.116) (reminder: consider filing a Notice of Appeal)
 Notice of Appeal
 RCE (Request for Continued Examination)
 Supplemental Declaration
 Terminal Disclaimer (reminder: if executed by an attorney, the attorney must be properly of record)
 Information Disclosure Statement (IDS)
 Copies of IDS citations
 Petition for Extension of Time
 Fee Transmittal Document (that includes a fee calculation based on the type and number of claims)
 Cross-Reference to Related Application(s)
 Certified Copy of Priority Document
 Other: _____
 Other: _____
 Check
 Postcard (Return Receipt)

SUBMITTED BY:

BLAKELY SOKOLOFF TAYLOR & ZAFMAN LLP

TYPED OR PRINTED NAME: Chui-ku Teresa WongSIGNATURE: CZSREG. NO.: 48,042DATE: 9/26/2006ADDRESS: 12400 Wilshire Boulevard, Seventh FloorLos Angeles, California 90025TELEPHONE NO.: (408) 720-8300CERTIFICATE OF MAILING BY FIRST CLASS MAIL (if applicable)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria Virginia 22313-1450 on 09/26/2006

Date of Deposit

Judy L. Steinkraus

Name of Person Mailing Correspondence

Judy L. Steinkraus
Signature09/26/2006
Date

Express Mail Label No. (if applicable): _____

(10/14/03)

Send to: COMMISSIONER FOR PATENTS, P.O. Box 1450, Alexandria, Virginia 22313-1450



FEE TRANSMITTAL FOR FY 2006

Effective on 10/01/2005. Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

TOTAL AMOUNT OF PAYMENT (\$) 250.00

Complete if Known:

Application No. 10/633,373
 Filing Date 07/31/2003
 First Named Inventor Keith Son
 Examiner Name Vidwan, Jasjit S.
 Art Unit 2182
 Attorney Docket No. 5693.P290X

Applicant claims small entity status. See 37 CFR 1.27.

METHOD OF PAYMENT (check all that apply)

Check Credit Card Money Order None Other (please identify) _____

Deposit Account

Deposit Account Number : 02-2666

Deposit Account Name: _____

- The Director is authorized to do the following with respect to the above-identified Deposit Account:
 Charge fee(s) indicated below.
 Charge any additional fee(s) or underpayment of fee(s) during the pendency of this application.
 Charge fee(s) indicated below except for the filing fee
 Credit any overpayments.
 Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

Warning: Information on this form may become public. Credit card information should not be included on this form.
 Provide credit card information and authorization on PTO-2038.

FEE CALCULATION

1. BASIC FILING, SEARCH, AND EXAMINATION FEES

<u>Large Entity</u>		<u>Small Entity</u>		<u>Fee Description</u>	<u>Fees Paid (\$)</u>
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1011	300	2011	150	Utility application filing fee	1,000/500
1111	500	2111	250	Utility search fee	
1311	200	2311	100	Utility examination fee	
1012	200	2012	100	Design application filing fee	430/215
1112	100	2112	50	Design search fee	
1312	130	2312	65	Design examination fee	
1013	200	2013	100	Plant filing fee	660/330
1113	300	2113	150	Plant search fee	
1313	160	2313	80	Plant examination fee	
1004	300	2004	150	Reissue filing fee	1,400/700
1114	500	2114	250	Reissue search fee	
1314	600	2314	300	Reissue examination fee	
1005	200	2005	100	Provisional application filing fee	_____

SUBTOTAL (1) \$ 00.00

2. EXCESS CLAIM FEES

				<u>Extra Claims</u>	<u>Fee from below</u>	<u>Fees Paid (\$)</u>
Total Claims	<u>31</u>	– 30 or HP =	<u>1</u>		X <u>50.00</u>	= <u>50.00</u>
HP = highest number of total claims paid for, if greater than 20						
Independent Claims	<u>8</u>	– 7 or HP =	<u>1</u>		X <u>200.00</u>	= <u>200.00</u>
HP = highest number of independent claims paid for, if greater than 3						
Multiple Dependent Claims						= _____
Large Entity	Small Entity					
Fee	Fee	Fee	Fee	Fee Description		
Code	(\\$)	Code	(\\$)	Each claim over 20		
1202	50	2202	25			
1201	200	2201	100	Each independent claim over 3		
1203	360	2203	180	Multiple dependent claims, if not paid		
1204	200	2204	100	Reissue: each claim over 20 and more than in the original patent		
1205	50	2205	25	Reissue: each independent claim more than in the original patent		
				SUBTOTAL (2) \$250.00		

3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper, the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

<u>Total Sheets</u>	<u>Extra Sheets</u>	<u>Number of each add'l 50 or fraction thereof</u>	<u>Fee from below</u>	<u>Fees paid (\$)</u>
_____	– 100 = <u>0</u>	/ 50 = <u>0</u> (round up to whole number)	X _____	_____

Large Entity	Small Entity	Fee Description: Application size fee for each additional group of 50 sheets beyond initial 100 sheets (count spec & drawings except sequences & program listings):
Fee	Fee	Fee Description: Application size fee for each additional group of 50 sheets beyond initial 100 sheets (count spec & drawings except sequences & program listings):
Code	(\\$)	
1081	250	2081 125 Utility
1082	250	2082 125 Design
1083	250	2083 125 Plant
1084	250	2084 125 Reissue

SUBTOTAL (3) \$ 0

FEE CALCULATION (continued)**4. OTHER FEE(S)**

Non-English Specification, \$130 fee (no small entity discount)

Fees Paid (\$)

<u>Large Entity</u>		<u>Small Entity</u>		
Fee Code	Fee (\$)	Fee Code	Fee (\$)	<u>Fee Description</u>
1051	130	2051	65	Surcharge - late filing fee or oath
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet
1053	130	1053	130	Non-English specification
1812	2,520	1812	2,520	For filing a request for ex parte reexamination
1813	8,800	1813	8,800	Request for inter parties reexamination
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action
1251	120	2251	60	Extension for reply within first month
1252	450	2252	225	Extension for reply within second month
1253	1,020	2253	510	Extension for reply within third month
1254	1,590	2254	795	Extension for reply within fourth month
1255	2,160	2255	1,080	Extension for reply within fifth month
1401	500	2401	250	Notice of Appeal
1402	500	2402	250	Filing a brief in support of an appeal
1403	1,000	2403	500	Request for oral hearing
1451	1,510	1451	1,510	Petition to institute a public use proceeding
1452	500	2452	250	Petition to revive - unavoidable
1453	1,500	2453	750	Petition to revive - unintentional
1501	1,400	2501	700	Utility issue fee (or reissue)
1502	800	2502	400	Design issue fee
1503	1100	2503	550	Plant issue fee
1462	400	1462	400	Petitions to the Commissioner (CFR 1.17(f) Group I)
1463	200	1463	200	Petitions to the Commissioner (CFR 1.17(g) Group II)
1464	130	1464	130	Petitions to the Commissioner (CFR 1.17(h) Group III)
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)
1806	180	1806	180	Submission of Information Disclosure Stmt
8021	40	8021	40	Recording each patent assignment per property (times number of properties)
1809	790	2809	395	For filing a submission after final rejection (see 37 CFR 1.129(a))
1814	130	2814	65	Statutory Disclaimer
1810	790	2810	395	For each additional invention to be examined (see 37 CFR 1.129(b))
1801	790	2801	395	Request for Continued Examination (RCE)
1802	900	1802	900	Request for expedited examination of a design application
1504	300	1504	300	Publication fee for early, voluntary, or normal pub.
1505	300	1505	300	Publication fee for republication
1803	130	1803	130	Request for voluntary publication or republication
1808	130	1808	130	Processing fee under 37 CFR 1.17(i) (except provisionals)
1454	1,370	1454	1,370	Acceptance of unintentionally delayed claim for priority

Other fee (specify) _____

Other fee (specify) _____

SUBTOTAL (4) \$ _____***Reduced by Basic Filing Fee Paid****SUBMITTED BY:**Typed or Printed Name: C. Teresa WongSignature: C. Teresa Wong Date: 9/26/2006Reg. Number: 48,042 Telephone Number: 408-720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



Attorney's Docket No.: 5693.P290X

Patent

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Keith Son

Examiner: Vidwan, Jasjit S.

Application No. 10/633,373

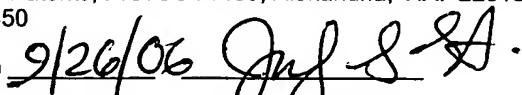
GAU: 2182

Filed: 07/31/2003

FIRST CLASS CERTIFICATE OF MAILING

For: FIBER CHANNEL ADAPTOR
FOR SERIAL OR PARALLEL ATA
DISKS

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage in an envelope addressed to Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, V.A. 22313-1450

on 9/26/06 
Date

Judy L. Steinkraus

Mail Stop Amendments
Commissioner For Patents
P.O. Box 1450
Alexandria VA 22313-1450

AMENDMENT AND RESPONSE

Sir:

In response to the non-final Office Action mailed on June 29, 2006, please enter the following amendments and consider the remarks below.

10/03/2006 RFEKADU1 00000009 10633373

01 FC:1202 50.00 OP
02 FC:1201 200.00 OP

5693.P290X
10/633,373
Response to Office Action mailed June 29, 2006